IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE THOTTATHIL B.RADHAKRISHNAN

WEDNESDAY, THE 28TH MARCH 2007 / 7TH CHAITHRA 1929

WP(C).No. 9599 of 2007(P)

PETITIONER:

T.C.JOSE, THALAMATTATHIL HOUSE,
RAMAMANGALAM P.O., ERNAKULAM DISTRICT.

BY ADV. SRI.H.B.SHENOY
SRI.B.ASHOK SHENOY
SMT.LAKSHMI B.SHENOY
SRI.ABU MATHEW
SRI.SOBHAN GEORGE

RESPONDENTS:

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1. THE WELFARE FUND INSPECTOR,
KERALA TODDY WORKERS WELFARE FUND BOARD,
ERNAKULAM.

2. THE ASSISTANT EXCISE COMMISSIONER,
ERNAKULAM.

3. THE CIRCLE INSPECTOR OF EXCISE,
KUNNATHUNAD EXCISE CIRCLE, PERUMBAVOOR.

R1 BY ADV. SRI.K.HARILAL, SC, KTWWF BOARD
R2, R3 BY GOVT. PLEADER SRI.I.V.PRAMOD

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 28/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

THOTTATHIL B.RADHAKRISHNAN, J.

W.P(C).No.9599 OF 2007

Dated this the 28th day of March, 2007

JUDGMENT

Learned counsel for the first respondent submits that the arrears have not been recovered by sale of the properties of the 4th respondent in Ext.P2 writ petition, though the same have been attached. Under such circumstances, I do not find any ground to issue any direction to the first respondent to grant clearance certificate as regards welfare fund dues. Hence this writ petition is disposed of directing that if the petitioner is desirous of getting such certificate, that shall be issued on satisfying the 50% deposit required in terms of Rule 5 (3) (iii) of the Disposal Rules.

THOTTATHIL B.RADHAKRISHNAN
Judge

kkb.